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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/960,218	09/21/2001	Ralph N. Crabtree	BRCK-001/01US	5873
22903	7590	06/30/2004	EXAMINER	
COOLEY GODWARD LLP ATTN: PATENT GROUP 11951 FREEDOM DRIVE, SUITE 1700 ONE FREEDOM SQUARE- RESTON TOWN CENTER RESTON, VA 20190-5061			REKSTAD, ERICK J	
ART UNIT		PAPER NUMBER		8
2613		DATE MAILED: 06/30/2004		

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)
	09/960,218	CRABTREE ET AL.
	Examiner	Art Unit
	Erick Rekstad	2613

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

1) Responsive to communication(s) filed on 21 September 2001.  
 2a) This action is FINAL.                            2b) This action is non-final.  
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

4) Claim(s) 1-6 is/are pending in the application.  
 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
 5) Claim(s) \_\_\_\_\_ is/are allowed.  
 6) Claim(s) 1-6 is/are rejected.  
 7) Claim(s) \_\_\_\_\_ is/are objected to.  
 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

9) The specification is objected to by the Examiner.  
 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
     Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
     Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  
 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
 a) All    b) Some \* c) None of:  
     1. Certified copies of the priority documents have been received.  
     2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
     3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)	4) <input type="checkbox"/> Interview Summary (PTO-413)
2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail Date. _____
3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date 5.	5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)
	6) <input type="checkbox"/> Other: _____

## DETAILED ACTION

This is a first action for application no. 09/60218 filed on August 21, 2001 in which claims 1-6 are presented for examination.

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-6 are rejected under 35 U.S.C. 102(b) as being anticipated by "Automatic Tracking of Human Motion in Indoor Scenes Across Multiple Synchronized Video Streams" to Cai et al.

[claims 1-3]

Cai teaches the method for tracking movement of objects in a plurality of video images wherein the video images correspond to different scenes in a physical environment, the method comprising the steps of:

- (a) identifying a first path taken by an object in a first video image (Page 357-358 Subsection 2.2.1).
- (b) identifying a second path taken by an object in a second video image (Page 357-358 Subsection 2.2.1).
- (c) determining whether the first path and the second path are associated with the same object (Pages 358-359 Subsection 3); and

(d) responsive to a determination that the first path and the second path are associated with the same object, constructing an overall path for the object (Page 359-361 Subsection 4, Fig. 3). Note the overall path for the object is the video stream tracking the movement of the person. Cai further teaches the video images where generated by video cameras (Page 359 Subsection 1 and Page 361 Subsection 5).

[claims 4-6]

Cai teaches the system of for tracking movement of objects in a plurality of video images wherein the video images correspond to different scenes in a physical environment, the system comprising:

- (a) means for identifying a first path taken by an object in a first video image (Page 357-358 Subsection 2.2.1).
- (b) means for identifying a second path taken by an object in a second video image (Page 357-358 Subsection 2.2.1).
- (c) means for determining whether the first path and the second path are associated with the same object (Pages 358-359 Subsection 3); and
- (d) means, responsive to a determination that the first path and the second path are associated with the same object, constructing an overall path for the object (Page 359-361 Subsection 4, Fig. 3). Note the overall path for the object is the video stream tracking the movement of the person. Cai further teaches the video images where generated by video cameras (Page 359 Subsection 1 and Page 361 Subsection 5).

### ***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

US Patent 6,441,734 to Gutta et al.

US Patent 6,445,409 to Ito et al.

US Patent 6,442,474 to Trasjkovic et al.

US Patent 6,396,535 to Waters.

US Patent 6,584,211 to Amemiya et al.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Erick Rekstad whose telephone number is 703-305-5543. The examiner can normally be reached on 8-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chris Kelley can be reached on 703-305-4856. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

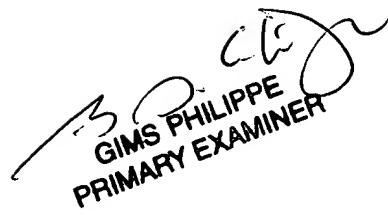
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Art Unit: 2613

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